



Minnesota Pollution Control Agency

STATE OF MINNESOTA

Minnesota Pollution Control Agency

MUNICIPAL DIVISION PUBLIC NOTICE OF INTENT TO REISSUE

STATE DISPOSAL SYSTEM (SDS) PERMIT MN0066389

Public Comment Period Begins: March 15, 2013
Public Comment Period Ends: April 15, 2013

Current Permit Issued: December 27, 2007
Current Permit Expiration Date: November 30, 2012

Name and Address of Permittee:

Credit River Township
18985 Meadow View Blvd
Prior Lake, Minnesota 55372

Facility Name and Location:

Monterey Heights & South Passage
1568 Belmont Avenue Northwest
T114N, R21W, Section 34,
Credit River, Scott County, Minnesota

Description of Permitted Facility

The Monterey Heights & South Passage Wastewater Treatment Facility (Facility) consists of two wastewater treatment systems to serve the Monterey Heights and South Passage housing developments. These developments are subordinate sewer districts of Credit River Township. The Facility is located in the NW¼ of Section 34, Township 114 North, Range 21 West, Prior Lake, Credit River Township, Scott County, Minnesota.

The Monterey Heights development consists of 32 single-family homes located in Credit River Township, Scott County. The wastewater treatment system for the Monterey Heights development consists of individual 2,000-gallon septic tanks with a Biotube pump vault at each home, one 2,000-square foot recirculating gravel filter, one 3,000-gallon pump tank and a three-section disposal system consisting of mounds and at-grade systems. Section 1 of the disposal system includes three at-grade systems and three mound systems; Section 2 of the disposal system includes one at-grade system and five mound systems; and Section 3 of the disposal system includes six mounds.

The South Passage development consists of 20 single-family homes located in Credit River Township, Scott County. The wastewater treatment system for this development consists of individual 2,000 gallon septic tanks with a Biotube pump vault at each home, 3,500 linear feet of two-inch force main, two 3,000 gallon recirculation tanks, one 2,000 square foot recirculating gravel filter, one 2,000 gallon pump tank, and a disposal system consisting of six mounds.

The average wet weather (AWW) design flow of the Monterey Heights treatment system is 14,400 gallons per day

(gpd). The AWW design flow for the South Passage treatment system is 9,000 gpd. The Monterey Heights/South Passage Wastewater Treatment Facility is a Class C facility.

A network of seven groundwater monitoring wells has been installed to monitor groundwater flow and conditions at each development. There are three monitoring wells at the South Passage system and four monitoring wells at the Monterey Heights system.

The location of the Facility is shown on the attached map.

Preliminary Determination on the Draft Permit

The MPCA Commissioner has made a preliminary determination to reissue this SDS Permit for a term of approximately five years.

A draft permit is available for review at the MPCA office at the Rochester address listed below and on-line at <http://www.pca.state.mn.us/news/data/index.cfm?PN=1>.

A copy of the draft permit will be mailed to you if the MPCA receives your written or oral request at the Rochester office. If you have questions about this draft permit or the Commissioner's preliminary determination, please contact Melanie Miland at 507-206-2647.

Written Comments

You may submit written comments on the conditions of the draft permit or on the Commissioner's preliminary determination.

Written comments must include the following:

1. A statement of your interest in the permit application or the draft permit.
2. A statement of the action you wish the MPCA to take, including specific references to sections of the draft permit that you believe should be changed.
3. The reasons supporting your position, stated with sufficient specificity as to allow the Commissioner to investigate the merits of your position.

Petition for Public Informational Meeting

You also may request that the MPCA Commissioner hold a public informational meeting. A public informational meeting is an informal meeting that the MPCA may hold to solicit public comment and statements on matters before the MPCA, and to help clarify and resolve issues.

A petition requesting a public informational meeting must include the following information:

1. A statement identifying the matter of concern.
2. The information required under items 1 through 3 of "Written Comments," identified above.
3. A statement of the reasons the MPCA should hold a public informational meeting.
4. The issues that you would like the MPCA to address at the public informational meeting.

Petition for Contested Case Hearing

You also may submit a petition for a contested case hearing. A contested case hearing is a formal evidentiary hearing before an administrative law judge. In accordance with Minn. R. 7000.1900, the MPCA will grant a petition to hold a contested case hearing if it finds that: (1) there is a material issue of fact in dispute concerning the application or draft permit; (2) the MPCA has the jurisdiction to make a determination on the disputed material issue of fact; and (3) there is a reasonable basis underlying the disputed material issue of fact or facts such that the

holding of the contested case hearing would allow the introduction of information that would aid the MPCA in resolving the disputed facts in making a final decision on the draft permit. A material issue of fact means a fact question, as distinguished from a policy question, whose resolution could have a direct bearing on a final MPCA decision.

A petition for a contested case hearing must include the following information:

1. A statement of reasons or proposed findings supporting the MPCA decision to hold a contested case hearing according to the criteria in Minn. R. 7000.1900, as discussed above.
2. A statement of the issues proposed to be addressed by a contested case hearing and the specific relief requested or resolution of the matter.

In addition and to the extent known, a petition for a contested case hearing should also include the following information:

1. A proposed list of prospective witnesses to be called, including experts, with a brief description of proposed testimony or summary of evidence to be presented at a contested case hearing.
2. A proposed list of publications, references, or studies to be introduced and relied upon at a contested case hearing.
3. An estimate of time required for you to present the matter at a contested case hearing.

MPCA Decision

You may submit a petition to the Commissioner requesting that the MPCA Citizens' Board (Board) consider the permit issuance. To be considered timely, the petition must be received by the MPCA by 4:30 p.m. on the date the public comment period ends, identified on page 1 of this notice. Under the provisions of Minn. Stat. § 116.02, subd. 6(4), the decision whether to issue the permit and, if so, under what terms will be presented to the Board for decision if: (1) the Commissioner grants the petition requesting the matter be presented to the Board; (2) one or more Board members request to hear the matter before the time the Commissioner makes a final decision on the permit; or (3) a timely request for a contested case hearing is pending. You may participate in the activities of the Board as provided in Minn. R. 7000.0650.

The written comments, requests, and petitions submitted on or before the last day of the public comment period will be considered in the final decision on this permit. If the MPCA does not receive written comments, requests, or petitions during the public comment period, the MPCA staff, as authorized by the Board, will make the final decision on the draft permit.

Comments, petitions, and/or requests must be submitted in writing on or before the end date of the public comment period identified on page 1 of this notice to:

Melanie Miland
Municipal Division
Minnesota Pollution Control Agency
18 Wood Lake Drive Southeast
Rochester, Minnesota 55904

Topographic Map of Permitted Facility

MN0066389 Credit River Township - Monterey Heights & South Passage
T114N, R21W, Section 34
Credit River Township, Scott County, Minnesota

